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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Michael D. Mabry, et al	Examiner:	Wachtel, Alexis A.
Patent No.:	6,884,325	Group Art Unit:	1764
Issue Date:	April 26, 2005	Confirmation No.:	2020
Serial No.:	09/545,137	Docket No.:	60292.0003USU1
Filed:	April 7, 2000		
Title:	Sealable Lid For Vacuum Distillation Apparatus		

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on December 26, 2006.

By:

Ricki J. Moss

Name: Ricki J. Moss

RESPONSE TO NOTICE REGARDING POWER OF ATTORNEY

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

23552

PATENT TRADEMARK OFFICE

Dear Sir:

In response to the Notice Regarding Power Of Attorney (copy enclosed) mailed December 14, 2006 in the above-identified patent, the undersigned attorney for Patentee respectfully requests reconsideration of this matter. According to the Notice, the signature of Donald R. McAllister, co-inventor, is missing and is required. Respectfully, this requirement is traversed.

Michael D. Mabry is owner and President of IHS Solvent Solutions, Inc. In his capacity as President of IHS Solvent Solutions, Inc., Mr. Mabry executed the referenced Power Of Attorney and Assignment to VaPure Technologies, Inc. A copy of the Assignment is enclosed.

Attached hereto and made a part hereof as Exhibit "A," is a copy of the Assignment to IHS Solvent Solutions, Inc., executed by Messrs. Michael D. Mabry and Donald R. McAllister on May 10,

1999. Exhibit "B" is a Verified Statement (Declaration) Claiming Small Entity Status, executed by Michael D. Mabry on April 7, 2000, in his capacity as President of IHS Solvent Solutions, Inc., which is also attached hereto and made a part hereof. Mr. McAllister assigned all rights, title, and interest in the invention to IHS Solvent Solutions, Inc. Accordingly, the signature of Donald R. McAllister on the assignment from IHS Solvent Solutions, Inc. to VaPure Technologies, Inc. is not required.

Respectfully, Patentee requests the Assignment from IHS Solvent Solutions, Inc. to VaPure Technologies, Inc. be accepted and recorded.

Date: December 26, 2006

Respectfully submitted,

By: 

Name: Jeffery B. Arnold

Reg. No.: 39,540

JBA/rjm

Merchant & Gould LLC
P.O. Box 2903
Minneapolis, MN 55402-0903
404.954.5100



ASSIGNMENT TO CORPORATION

WHEREAS, IHS SOLVENT SOLUTIONS, INC., a Georgia Corporation, (herein called "ASSIGNOR") is the owner by assignment of the following United States Patents:

- MODULAR SOLVENT RECOVERY DEVICE, issued as U.S. Patent No. 6,352,618 on March 5, 2002;
- CONTAINMENT CART FOR SOLVENT RECOVERY SYSTEM, issued as U.S. Patent No. 6,666,464 on December 23, 2003;
- SEALABLE LID FOR VACUUM DISTILLATION APPARATUS, issued as U.S. Patent No. 6,884,325 on April 26, 2005; and
- MANHOLE DEVICE, issued as U.S. Patent No. 6,902,082 on June 7, 2005.

AND WHEREAS VAPURE TECHNOLOGIES, INC. (herein called "ASSIGNEE"), a corporation organized under the laws of Georgia, and having an office and place of business at 175 Hickory Springs Industrial Drive, Canton, Georgia 30115, wishes to acquire the entire right, title and interest in and to said inventions and patents and any further Letters Patent to be obtained therefor;

NOW, THEREFORE, for and in consideration of the sum of One Dollar and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the ASSIGNOR hereby sells, assigns and transfers to the ASSIGNEE, its successors and assigns, the entire right, title and interest for the United States in and to the inventions disclosed in the aforesaid patents, and in and to the said patents, all divisions, continuations, or renewals thereof, further Letters Patent which may be granted therefrom, and all reissues or extensions of such patents, including the right to sue for past infringements of such patents, and the ASSIGNOR hereby authorizes and requests the Commissioner of Patents and Trademarks to issue any and all United States Letters Patent for the aforesaid inventions to the ASSIGNEE of the entire right, title and interest in and to the same, for the use of the ASSIGNEE, its successors and assigns.

THE ASSIGNOR hereby agrees that ASSIGNOR and its legal representatives will make, execute and deliver (without charge but at the expense of the ASSIGNEE) any and all other instruments in writing including any and all further application papers, affidavits, assignments and other documents, and will communicate to said ASSIGNEE, its successors and representatives, all facts known to the ASSIGNOR relating to said inventions and the history thereof and will testify in all legal proceedings and generally do all things which may be necessary or desirable to vest in the ASSIGNEE, its successors or assigns the entire right, title and interest in and to the said inventions, Letters Patent, rights, titles, benefits, privileges and advantages hereby sold, assigned and conveyed, or intended so to be.

The ASSIGNOR represents and agrees with said ASSIGNEE, its successors and assigns, that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been or will be made to others by the ASSIGNOR, and that full right to convey the same as herein expressed is possessed by the ASSIGNOR.

IN TESTIMONY WHEREOF, the ASSIGNOR has caused this Assignment to be executed on the date indicated below.

IHS SOLVENT SOLUTIONS, INC., ASSIGNOR

By: Michael D. Mabry
Michael D. Mabry, President

11-10-2006
Date

ASSIGNMENT

WHEREAS, We, **Michael D. Mabry**, a United States citizen, residing at 3172 Oak Springs Trace, Marietta, Georgia 30066-3983, and **Donald R. McAllister**, a United States citizen, residing at 16350 Freemanville Road, Alpharetta, Georgia 30004-2713, have invented certain new and useful improvements in **SEALABLE LID FOR VACUUM DISTILLATION APPARATUS** for which we have executed an application for Letters Patent in the United States, filed as U. S. Serial No. 60/128,818 on April 12, 1999;

AND WHEREAS, **IHS Solvent Solutions, Inc.**, a Georgia corporation, with its principal place of business at 175 Hickory Springs Industrial Drive, Canton, Georgia 30115, desires to acquire the entire right, title and interest in and to the said improvements and the said Application:

NOW, THEREFORE, for good and valuable consideration, including salary or payment for the making of inventions, or employee benefits, the receipt of which is hereby acknowledged, we, the said inventors, do hereby acknowledge that we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said **IHS Solvent Solutions, Inc.**, its successors, legal representatives and assigns, the entire right, title and interest throughout the world in, to and under the said improvements, and the said application and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and we hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said **IHS Solvent Solutions, Inc.**, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we will communicate to the said **IHS Solvent Solutions, Inc.**, its successors, legal representatives and assigns, any facts known to us respecting said improvements and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said **IHS Solvent Solutions, Inc.**, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 10th day of MAY, 1999.

Michael D. Mabry
Michael D. Mabry

STATE OF Georgia
COUNTY OF Cherokee SS: 587-07-7850

This 10th day of May, 1999, before me personally came the above-named **Michael D. Mabry**, to me personally known as the individual who executed the same of his own free will for the purposes therein set forth.

William J. Boley
Notary Public
My Commission expires May 15, 2000

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 10 day
of May, 1999.

Donald R. McAllister
Donald R. McAllister

STATE OF Georgia
COUNTY OF Cherokee SS: 263-92-9420

This 10th day of May, 1999, before me personally came the
above-named **Donald R. McAllister**, to me personally known as the individual who executed
the same of his own free will for the purposes therein set forth.

Wilma J. Baling
Notary Public

My Commission expires May 15, 2000

Applicant: Michael D. Mabry and Donald R. McAllisterEntitled: SEALABLE LID FOR VACUUM DISTILLATION APPARATUSVERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS {37 CFR 1.9 AND 1.27} - CLAIMANT OF PATENT RIGHTS

As a below named Claimant, We hereby declare that:

We qualify as ☒ a Small Business Concern ☐ a Non-Profit Organization as defined in 37 CFR 1.9 for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled **SEALABLE LID FOR VACUUM DISTILLATION APPARATUS** described in the specification filed herewith.

We have not assigned, granted, conveyed or licensed and are under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☒ No such person, concern, or organization
☐ Persons, concerns or organizations listed below

Full Name _____

Address _____

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

We acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. {37 CFR 1.28(b)}

I, the undersigned individual, warrant that I am an officer authorized to execute this document on behalf of the Claimant; I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Date: 04/07/00By: Michael D. Mabry

Typed Name: Michael D. Mabry

Position: President